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PATENT
Docket No.: 396168
Express Mail Label No. EV 2035256780 US

IN THE UNITED STATES PATENT & TRADEMARK OFFICE

TC 1638
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part of
#25

In re reissue application of Proctor

Reissue Application No. 09/773,303

Filed: 31 January 2001

For: U.S. Patent No. 5,894,079

In re Proctor Reexamination Proceeding

Control No. 90/005,892

Filed: December 20,2000

For: U.S. Patent No, 5,894,079

Title: FIELD BEAN CULTIVAR NAMED ENOLA

Group Art Unit: 1638 ✓

Examiner: Nelson, Amy J.

Confirmation No. 6243

RECEIVED

MAR 31 2003

TECH CENTER 1600/2900

Date: 25 March 2003

BOX REEXAM
Commissioner for Patents
Washington, DC 20231

AMENDMENT

Sir:

The Patent Owner responds as follows to the Office Action mailed September 25, 2002 in this consolidated reissue/reexamination proceeding. A duplicate copy of the materials submitted today for inclusion in the reissue file is enclosed for inclusion in the reexamination file.

#25/c

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BOX REISSUE
Commissioner for Patents
Washington, DC 20231

AMENDMENT

Sir:

The Patent Owner responds as follows to the Office Action mailed September 25, 2002 in this consolidated reissue/reexamination proceeding. The Patent Owner respectfully requests consideration of this amendment in response to the non-final Office Action mailed September 25, 2002. This amendment addresses the offer to surrender, the drawings, the election/restriction requirements, and claim informalities. It further addresses the 35 U.S.C. §112 rejections of claims 8-15, 51, 52 and 54-58, as well as the rejections of the same claims under 35 U.S.C. §102/103. Finally, this amendment addresses the Examiner's Request for Information.

A Petition for four Month Extension of Time is enclosed, as is a check in the amount of \$725. Additional fees may be charged to deposit account 12-6000.

Two copies of this response are included, one for inclusion in the reissue proceeding and another for inclusion in the reexamination proceeding.

Please find attached to this amendment a Revocation of Power of Attorney and a New Power to the undersigned attorney.

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